

SENATE BILL 2908  
By Miller

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 51, Part 1, relative to lottery retailers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-51-115(g)(2), is amended by deleting the language "Any lottery retailer contract" and by substituting instead the language "Except as otherwise provided in subdivisions (3) and (4), any lottery retailer contract".

SECTION 2. Tennessee Code Annotated, Section 4-51-115(g), is amended by deleting subdivision (3) in its entirety and by substituting instead the following:

(3) All lottery contracts shall be renewable annually unless cancelled or terminated. At the time of renewal, the corporation shall review the lottery retailer's compliance with the provisions of this chapter and title 39, chapter 17, part 6. Except as otherwise provided in subdivision (4), the corporation shall renew such contracts only if the lottery retailer is in compliance with the provisions of this chapter and title 39, chapter 17, part 6 and would otherwise be eligible to be a lottery retailer pursuant to the provisions of this chapter and the terms of the retailer's contract; provided that a violation of the provisions of title 39, chapter 17, part 6 by an employee of a lottery retailer operating multiple locations shall only prohibit the issuance of a certificate of authority for the specific location of such violation for a period of one (1) year from the date of conviction.

SECTION 3. Tennessee Code Annotated, Section 4-51-115(g), is further amended by adding the following language as a new, appropriately designated subdivision:

(4) Notwithstanding any provision of § 4-51-119 or any other provision of this chapter to the contrary, a lottery retailer's contract shall not be suspended, canceled or terminated for any violation concerning the selling or serving of beer unless such violation results in the revocation of such lottery retailer's beer permit by the local beer

board and, in that event, such lottery retailer's contract may be suspended, cancelled or terminated but, in the case of a lottery retailer operating multiple locations, only a certificate of authority for the specific location of the violation on the revoked beer permit shall be withheld for a period of one (1) year from the date of the beer permit revocation.

SECTION 4. Nothing in this act shall be construed to rescind, impair or affect any contracts in effect on the effective date of this act, and shall only apply to contracts entered into, or renewed after the effective date of this act.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.